

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

This Information Disclosure Statement accompanies the new patent application submitted herewith of the following Inventors: Chris P. MILLER; Michael D. COLLINI; Bach D. TRAN; Arthur A. SANTILLI;

For: 2-Phenyl-1-[4-(2-Aminoethoxy)-Benzyl-Indoles as Estrogenic Agents.

1. Preliminary Statements

In accordance with 37 CFR 1.97 and 1.98, Applicants submit herewith patents, publications, or other information of which they are aware, which they believe may be material to the examination of this application and in respect of which there may be a duty to disclose in accordance with 37 CFR 1.56. This Information Disclosure Statement is not to be construed as a representation that: (i) a search has been made; (ii) the information is material to the examination of this application; (iii) additional information material to the examination of this application does not exist; (iv) the information, protocols, results and the like reported by third parties are accurate or enabling; or (v) the information constitutes prior art to the subject invention.

2. ☒ Previously Cited Information

No copy of the patents, publications or other information cited on the attached form PTO-1449 is enclosed because it has been previously cited by or submitted to the Office in a prior application which is relied upon for an earlier filing date under 35 USC 120. Prior application is Application Number 10/617,096, filed on July 10, 2003 for 2-Phenyl-1-[4-(2-Aminoethoxy)-Benzyl-Indoles as Estrogenic Agents.


**CERTIFICATE OF MAILING 37 CFR §1.10**

I hereby certify that this paper and the documents referred to as enclosed therein are being deposited with the United States Postal Service on the date written below in an envelope as "Express Mail Post Office to Addressee" Mailing Label Number EV212534277US addressed to Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450.

October 24, 2003  
Date

Roxanne L. Kelly  
Roxanne L. Kelly

3. ☐ Newly Cited Information  
A legible copy of the patents, publications or other information cited on the attached form PTO-1449 is enclosed, except that no copy of a pending U.S. application is enclosed.
4. ☐ Concise Explanation  
Documents cited above which are not in the English Language
- a. ☐ have been explained in the specification.
  - b. ☐ have an abstract (or other concise explanation) in English enclosed or, if readily available, a translation into English of the document is enclosed.
5. Form PTO-1449 is enclosed in duplicate.



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Substitute for form 1449/PTO  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (use as many sheets as necessary)				<b>Complete if Known</b>	
				Application Number	Not yet assigned
				Filing Date	October 24, 2003
				First Named Inventor	Chris P. Miller et al.
				Group Art Unit	1614
Examiner Name	B. Kifle				
Sheet	1	of	1	Attorney Docket Number	AHP-96030 C4

### U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No.	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number (If known)	Kind Code (If Known)			
	1.	4,943,572		von Angerer et al.	07-24-1990	
	2.	5,023,254		von Angerer et al.	06-11-1991	
	3.	5,124,335		Patchett et al.	06-23-1992	
	4.	5,496,844		Inai et al.	03-05-1996	
	5.	5,389,641		Naka et al.	02-14-1995	

### FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No.	Foreign Patent Document			Name of Patentee or Applicant of Cited document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T
		Office	Number	Kind Code (If Known)				
	6.	WO	95/17383		Karo Bio	06-29-1995		<input type="checkbox"/>
	7.	WO	96/03375		Schering	02-08-1996		<input type="checkbox"/>
	8.	WO	93/23374		INAI Masatoshi	11-25-1993		<input type="checkbox"/>
	9.	WO	93/10741		Endorecherche, Inc.	06-10-1993		<input type="checkbox"/>
	10.	EPC	0 639 567		Otsuka Pharmaceutical Factory, Inc.	02-22-1995		<input type="checkbox"/>
	11.	WO	00/51983		American Home Products Corp.	09-08-2000		<input type="checkbox"/>

### OTHER PRIOR ART — NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published.	T
	12.	von Angerer et al., Amer. Chem. Soc., 2635-2640, 1990	<input type="checkbox"/>
	13.	von Angerer et al., Amer. Chem. Soc., 132-136, 1986	<input type="checkbox"/>
	14.	Biberger et al., J. Steroid Biochem. Molec. Biol, 58(1), 31-43, 1996	<input type="checkbox"/>
	15.	Henderson et al., Ann. N.Y. Aca. Sci., pgs. 176, 177 and 189, 1995	<input type="checkbox"/>
	16.	Oparil, "Hypertension in Postmenopausal Women: Pathology and Management", EMBASE 95:283951, 1995	<input type="checkbox"/>
	17.	Biberger, "2-Phenylindoles with Sulfur Containing Side Chains", CA 125:316191, 1996	<input type="checkbox"/>
	18.	von Angerer et al., J. Med. Chem., 27, 1439-1447, 1984	<input type="checkbox"/>

Examiner Signature	Date Considered
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.